

106TH CONGRESS
2D SESSION

H. R. 3552

To require that agricultural products imported into the United States be subject to the same sanitary or phytosanitary measures as the same products of the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 2000

Mrs. CHENOWETH-HAGE introduced the following bill; which was referred to the Committee on Agriculture, and in addition to the Committees on Commerce, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require that agricultural products imported into the United States be subject to the same sanitary or phytosanitary measures as the same products of the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Food Equality Detec-
5 tion Act of 2000”.

1 **SEC. 2. STANDARDS FOR IMPORTED AGRICULTURAL PROD-**
2 **UCTS.**

3 No agricultural product shall be entered into the cus-
4 toms territory of the United States unless the product—

5 (1) is subjected to the same control or inspec-
6 tion procedures, and

7 (2) meets the same sanitary or phytosanitary
8 standards,

9 that apply to that agricultural product if produced in the
10 United States.

11 **SEC. 3. DEFINITIONS.**

12 In this Act:

13 (1) AGRICULTURAL PRODUCT.—The term “ag-
14 ricultural product” means any agricultural com-
15 modity, food, feed, fiber, or livestock, and insects,
16 and any product thereof.

17 (2) APPROVAL PROCEDURE.—The term “ap-
18 proval procedure” means any registration, notifica-
19 tion, or other mandatory administrative procedure
20 for granting permission for a good or service to be
21 produced, marketed, or used for a stated purpose or
22 under stated conditions.

23 (3) CONTROL OR INSPECTION PROCEDURE.—
24 The term “control or inspection procedure” means
25 any procedure used, directly or indirectly, to deter-
26 mine that a sanitary or phytosanitary measure is

1 fulfilled, including sampling, testing, inspection,
2 evaluation, verification, monitoring, auditing, assur-
3 ance of conformity, accreditation, registration, cer-
4 tification, or other procedure involving the physical
5 examination of a good, of the packaging of a good,
6 or of the equipment or facilities directly related to
7 production, marketing, or use of a good, but does
8 not mean an approval procedure.

9 (4) SANITARY OR PHYTOSANITARY MEASURE.—

10 (A) IN GENERAL.—The term “sanitary or
11 phytosanitary measure” means a measure to—

12 (i) protect animal or plant life or
13 health in the United States from risks
14 arising from the introduction, establish-
15 ment, or spread of a pest or disease;

16 (ii) protect human or animal life or
17 health in the United States from risks
18 arising from the presence of an additive,
19 contaminant, toxin, or disease-causing or-
20 ganism in a food, beverage, or feedstuff;

21 (iii) protect human life or health in
22 the United States from risks arising from
23 a disease-causing organism or pest carried
24 by an animal or plant, or a product there-
25 of; or

1 (iv) prevent or limit other damage in
2 the United States arising from the intro-
3 duction, establishment, or spread of a pest.

4 (B) FORM.—The form of a sanitary or
5 phytosanitary measure includes—

6 (i) end product criteria;

7 (ii) a product-related processing or
8 production method;

9 (iii) a testing, inspection, certification,
10 or approval procedure;

11 (iv) a relevant statistical method;

12 (v) a sampling procedure;

13 (vi) a method of risk assessment;

14 (vii) a packaging and labeling require-
15 ment directly related to food safety; and

16 (viii) a quarantine treatment, such as
17 a relevant requirement associated with the
18 transportation of animals or plants or with
19 material necessary for their survival during
20 transportation.

21 (5) SANITARY OR PHYTOSANITARY STAND-
22 ARD.—The term “sanitary or phytosanitary stand-
23 ard” means a standard intended to form a basis for
24 a sanitary or phytosanitary measure.

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